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Paper No.

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SEP 08 2004

OFFICE OF PETITIONS

In re Application of :
Tran and Carr :
Application No. 10/625,384 :
Filed: July 23, 2003 :
Title of Invention: :
MOLECULAR DETECTION USING AN :
OPTICAL WAVEGUIDE FIXED TO A :
CANTILEVER :
:

DECISION GRANTING
PETITION UNDER
37 CFR 1.47(a)

This is in response to the correspondence filed July 8, 2004¹, which is properly treated as a petition under 37 CFR 1.47(a), to allow the other inventor(s) to proceed with the application on behalf of himself or herself and the nonsigning inventor.

The petition is granted.

The above-identified application and papers have been reviewed and found in compliance with 37 CFR 1.47(a). This application is hereby accorded Rule 1.47(a) status.

Petitioner has shown that the non-signing inventor, Dustin W. Carr, refuse to join in the application.

As provided in Rule 1.47(a), this Office will forward notice of this application's filing to the non-signing inventor at the addresses given in the Petition. Notice of the filing of this application will also be published in the Official Gazette.

¹Applicant also filed a four (4) month extension of time and fees; however, the correspondence was received in this Office on July 8, 2004, two (2) days after the reply period, including a 4 month extension of time, had expired. It is noted that applicant failed to use the procedures provided by 37 CFR 1.8, as the correspondence was apparently executed on July 6, 2004. Accordingly, an additional \$530.00 has been charged to deposit account 04-1679 as authorized in the instant petition.

The application file is an Image File Wrapper (IFW) file and, as such, no forwarding of the file is necessary. An electronic message will be sent to the Office of Initial Patent Examination for continued processing of the application in due course.

Telephone inquiries related to this decision may be directed to the undersigned at (703) 305-0014.


Derek L. Woods
Petitions Attorney
Office of Petitions